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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR     | ATTORNEY DOCKET NO.           | CONFIRMATION NO. |
|---|-------------|--------------------------|-------------------------------|------------------|
| 10/802,700  | 03/17/2004  | Christopher W. Blackburn | 1842.028US1                   | 3791             |
| 70648   | 7590        | 09/12/2007               |                               |                  |
| SCHWEGMAN, LUNDBERG & WOESSNER/WMS GAMING<br>P.O. BOX 2938<br>MINNEAPOLIS, MN 55402 |             |                          | EXAMINER<br>DHILLON, MANJOT K |                  |
|   |             |                          | ART UNIT                      | PAPER NUMBER     |
|   |             |                          | 3714                          |                  |
|   |             |                          | MAIL DATE                     | DELIVERY MODE    |
|   |             |                          | 09/12/2007                    | PAPER            |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

|                              |                               |                                  |  |
|------------------------------|-------------------------------|----------------------------------|--|
| <b>Office Action Summary</b> | Application No.<br>10/802,700 | Applicant(s)<br>BLACKBURN ET AL. |  |
|                              | Examiner<br>Malina K. Dhillon | Art Unit<br>3714                 |  |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 3/17/04 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |  |
|--|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>7/28/05</u> | 6) <input type="checkbox"/> Other: ____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 103*

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-25 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gatto et al. (US 6916247) in view of Ellis et al. (US 2004/0015608 A1).

Concerning claims 1, 6, 15 and 20, Gatto '247 discloses a method and system for providing a service in a gaming network including gaming machines and a gaming client communicably coupled to the gaming network; a name service communicably coupled to the gaming network [**Col. 2, Lines 37-45**] operable to: instantiating a service on the gaming network [**Col. 13, Lines 64-67 and Col. 14, Lines 1-8, Fig. 19**]; receiving one or more service requests from a gaming client [**Col. 14, Lines 2-5, Fig. 20**]; and processing the one or more service requests between the gaming client and the service [**Col. 14, Lines 21-24**], said service requests conforming to an internetworking protocol [**Col. 15, Lines 9-14**].

Concerning claims 2 and 16, Gatto '247 teaches that the service comprises a web service [**Col. 15, Lines 49-56**].

Concerning claims 3-5, and 17-19, Gatto '247 teaches that the service request is formatted according to a service description language, that the service description

language is a Web Services Description Language (WSDL), or that the service is registered in a UDDI registry **[Col. 15, Lines 33-67]**.

Concerning claims 7-10 and 21-25, Gatto '247 teaches that the service is a local service in the gaming network **[Col. 14, Lines 33-55]**; that the service is provided at a well known location, the well known location comprises a TCP/IP address and port **[Col. 3, Lines 20-24]**; that the well known location comprises a message queue **[Col. 15, Lines 63-67]**; the well known location comprises a public method invokable by the gaming client **[column 15, lines 33-67]**.

Concerning claims 11-14, Gatto '247 teaches returning a binding to the gaming client, wherein the binding comprises a TCP/IP binding, a URL binding, or a file name binding **[Col. 14, Lines 3-8]**. Gatto teaches a plug and play binding, however, discloses other binding protocols may be used as well. One skilled in the art would know to substitute TCP/IP, URL, file name, or plug and play as they are obvious variants of one another.

However, Gatto does not disclose that the service is a name service. The publication to Ellis et al. discloses a method and system for dynamically incorporating advertising content into multimedia environments. Ellis et al. discloses providing a name service in a gaming network **[0078, Fig. 2]**

It would have been obvious to integrate the name service taught by Ellis et al. with Gatto's game system to create a more reliable network gaming system. All the claimed elements were known in the prior art and one skilled in the art could have combined the elements as claimed by known methods with no change in their

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respective functions, and the combination would have yielded predictable results to one of ordinary skill in the art at the time of the invention.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Malina K. Dhillon whose telephone number is (571) 270-1297. The examiner can normally be reached on Mon. - Thurs., 7 AM - 6 PM, EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bob Pezzuto can be reached on (571) 272-6996. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Malina K. Dhillon  
Examiner  
Art Unit 3714  
MKD 9/6/07

  
ROBERT E. PEZZUTO  
SUPERVISORY PRIMARY EXAMINER